

REMARKS

Applicants thank the Examiner for the courtesy extended to Applicants' attorney during the interview held November 3, 2008, in the above-identified application. During the interview, Applicants' attorney discussed with the Examiner further comparative data to an end of establishing patentability over the applied prior art. The discussion is summarized and expanded upon below.

The rejections under 35 U.S.C. 103(a) of:

Claims 1, 5-15 and 23 as unpatentable over US 4,663,377 (Hombach et al) in view of US 6,426,414 (Laas et al) and US 4,687,813 (Lenz et al), and further with Principles of Polymerization (Odian), US 3,144,452 (Wild et al) and US 2,979,485 (Burkus); and

Claims 1, 5, 6, 8-15 and 22-23 as unpatentable over Hombach et al in view of US 6,472,493 (Huynh-Ba), Lenz et al and further with Odian, Wild et al and Burkus, are respectfully traversed.

In the Office Action, the Examiner dismisses the comparative experiment described in the Declaration under 37 C.F.R. § 1.132 of named co-inventor Karl Haeberle filed June 3, 2008 (second Haeberle Declaration) because in the specification herein, Example 1 employs a room temperature reaction while Example 2 employs reaction at 130°C. The Examiner now additionally relies on Wild et al and Burkus to support a finding that the difference in temperature could have had an effect on the difference in results shown in the previously-filed first and second Haeberle Declarations. Accordingly, the newly-submitted third Haeberle Declaration reproduces said Example 1 according to the temperature, i.e., 130°C, and other reaction conditions as disclosed for said Example 2, referring to this new example as example a1'. Haeberle concludes at paragraph 9 of the third Haeberle Declaration that the data for example a1' shows that the measured physical properties thereof are not significantly

different from such properties of Example 1, despite the difference in reaction temperature.

Thus, the third Haeberle Declaration, in effect, validates the second Haeberle Declaration.

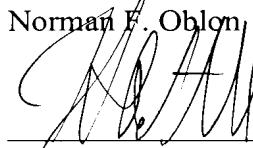
Thus, in addition to the arguments made in the amendments filed June 3, 2008 and October 30, 2007, which arguments are hereby incorporated by reference, Applicants respectfully submit that the newly-submitted third Haeberle Declaration successfully addresses any remaining issues of patentability herein. Accordingly, it is respectfully requested that the rejections be withdrawn.

All of the present claims in this application are now believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

Respectfully submitted,

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